

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: **David White**

Application No.:

Group No.: **N/A**

Filed: **Herewith**

Examiner: **N/A**

For:

**COMPOSITIONS, KITS AND METHODS FOR PROGNOSTICATION,  
DIAGNOSIS, PREVENTION, AND TREATMENT OF BONE-RELATED  
DISORDERS AND OTHER DISORDERS**

**Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

**SUBMISSION OF "SEQUENCE LISTING," COMPUTER READABLE COPY,  
AND/OR AMENDMENT PERTAINING THERETO  
FOR BIOTECHNOLOGY INVENTION CONTAINING NUCLEOTIDE  
AND/OR AMINO ACID SEQUENCE**

1. This submission accompanies the new application being filed concurrently herewith

**IDENTIFICATION OF PERSON MAKING STATEMENT**

2. I, Kerri Pollard Schray

*(type or print name of person signing below)*

state the following:

---

**CERTIFICATION UNDER 37 C.F.R. SECTIONS 1.8(a) and 1.10\***

I hereby certify that, on the date shown below, this correspondence is being:

**MAILING**

- deposited with the United States Postal Service in an envelope addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
- 37 C.F.R. SECTION 1.8(a)**

**37 C.F.R. SECTION 1.10\***

- with sufficient postage as first class mail.  as "Express Mail Post Office to Addressee"  
Mailing Label No. EL992152675US
- TRANSMISSION**
- transmitted by facsimile to the Patent and Trademark Office.

  
Signature

Date: September 18, 2003

Sean Hunziker

*(type or print name of person certifying)*

*\*WARNING: Each paper or fee filed by "Express Mail" must have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. section 1.10(b). "Since the filing of correspondence under section 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.*

**ITEMS BEING SUBMITTED**

3. Submitted herewith is/are:

- A.  "Sequence Listing(s)" for the nucleotide and/or amino acid sequence(s) in this application. Each "Sequence Listing" is assigned a separate identifier as required in 37 C.F.R. Section 1.821(c) and 37 C.F.R. Sections 1.822 and 1.823.
- B.  An amendment to the description and/or claims, wherein reference is made to the sequence by use of the assigned identifier, as required in 37 C.F.R. Section 1.821(d).
- C.  A copy of each "Sequence Listing" submitted for this application in computer readable form, in accordance with the requirements of 37 C.F.R. Sections 1.821(e) and 1.824.
- D.  Please transfer to this application, in accordance with 37 C.F.R. Section 1.821(e), the computer readable copy(ies) from applicant's other application identified as follows:

In re application of:	David White		
Application No.:	09/628,495	Group No.:	1655
Filed:	July 28, 2000	Examiner:	Diana Johannsen
For:	COMPOSITIONS, KITS AND METHODS FOR PROGNOSTICATION, DIAGNOSIS, PREVENTION, AND TREATMENT OF BONE-RELATED DISORDERS AND OTHER DISORDERS		

The Computer readable form(s) of applicant's other application corresponds to the "Sequence Identifier(s)" of the application as follows:

Computer Readable Form	"Sequence Identifier"
(other application)	(this application)

- E.  A statement that the content of each "Sequence Listing" submitted and each computer readable copy are the same, as required in 37 C.F.R. Section 1.821(f).
  - Because the statement is not made by a person registered to practice before the Office, the Statement is verified as required in 37 C.F.R. Section 1.821(b).

**Practitioner's Docket No. MPI99-130P1RCN1M**

- F.  Because this submission is made in fulfilling the requirement under 37 C.F.R. Section 1.821(g), a statement that the submission includes no new matter.
- Because the statement is not made by a person registered to practice before the Office, the statement is verified, as required in 37 C.F.R. Section 1.821(g).

**STATEMENT THAT "SEQUENCE LISTING"  
AND COMPUTER READABLE COPY ARE THE SAME  
AND/OR THAT PAPERS SUBMITTED INCLUDES NO NEW MATTER**

4. I hereby state:

- A.  Each computer readable form submitted in this application, including those forms requested to be transferred from applicant's other application, is the same as the "Sequence Listing" to which it is indicated to relate.
- B.  All papers accompanying this submission, or for which a request for transfer from applicants' other application, introduce no new matter.

**EXTENSION OF TERM**

5. The proceedings herein are for a patent application and the provisions of 37 C.F.R. Section 1.136 apply.

- (a)  Applicant petitions for an extension of time under 37 C.F.R. Section 1.136 (fees: 37 C.F.R. Section 1.17(a)(1)-(4)) for the total number of months checked below:

<u>Extension (months)</u>	<u>Fee for other than small entity</u>	<u>Fee for small entity</u>
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 390.00	\$ 195.00
<input type="checkbox"/> three months	\$ 890.00	\$ 445.00
<input type="checkbox"/> four months	\$1,390.00	\$ 695.00

Fee      \$0.00

If an additional extension of time is required, please consider this a petition therefor.

- An extension for \_\_\_\_\_ months has already been secured, and the fee paid therefor of \$0.00 is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$0.00

**Practitioner's Docket No. MPI99-130P1RCN1M**

**OR**

- (b)  Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

**FEE PAYMENT**

6.  Attached is a check in the sum of \$\_\_\_\_\_.

Charge Account No. 501668 the sum of \$0.00.  
A duplicate of this transmittal is attached.

**FEE DEFICIENCY**

8.  If any additional extension and/or fee is required, charge Account No. 501668.

September 18, 2003

**MILLENNIUM PHARMACEUTICALS, INC.**

By Kerri Pollard Schray  
Kerri Pollard Schray  
Attorney/Agent for Applicant  
Registration No. 47,066  
75 Sidney Street  
Cambridge, MA 02139  
Telephone – (617) 551-3676  
Facsimile – (617) 551-8820